

IN THE MATTER OF DETERMINING  
Whether there has been a violation of the  
Mortgage Broker Practices Act of Washington by:

Kay-Co Investments, Inc.  
Dba Pacific Capital Mortgage, PCM Financial  
Services, and LoanUS.com and  
Kay M. Coleman, President; Bruce S. Conklin,  
Executive Vice President, and Thomas W. Lowe,  
Jr., Senior Vice President

### Respondents.

A. Default.

FINAL ORDER —  
KAY-CO INVESTMENTS, INC.  
KAY M. COLEMAN

DEPARTMENT OF FINANCIAL INSTITUTIONS  
Division of Consumer Services  
150 Israel Rd SW  
PO Box 41200  
Olympia, WA 98504-1200  
(360) 902-8795

1 March 16, 2005. Neither Kay-Co Investments, Inc. nor Kay Coleman requested an adjudicative  
2 hearing within twenty days of service as required by Department rule WAC 208-08-050.

3 B. Record Presented. The record presented to the Director for his review and for entry of  
4 a final decision included the Statement of Charges, cover letter dated March 15, 2005, Notice of  
5 Opportunity to Defend and Opportunity for Hearing, blank Applications for Adjudicative Hearing for  
6 Kay-Co Investments, Inc. and Kay M. Coleman and documentation of service.

7 C. Factual Findings and Grounds For Order. Pursuant to RCW 34.05.440(1), the  
8 Director hereby adopts the Statement of Charges, which is attached hereto.  
9

10 II. FINAL ORDER

11 Based upon the foregoing, and the Director having considered the record and being  
12 otherwise fully advised, NOW, THEREFORE:

13 A. IT IS HEREBY ORDERED, That:

- 14 1. Respondent Kay-Co Investments, Inc.'s license to conduct the business of a  
15 Mortgage Broker be revoked; and
- 16 2. Respondent Kay M. Coleman be prohibited from participation in the conduct of  
17 the affairs of any licensed mortgage broker, in any manner, for a period of five (5)  
18 years; and
- 19 3. Respondents Kay-Co Investments, Inc. and Kay Coleman jointly and severally pay  
20 the cumulative delinquent main office Annual Assessments due through June  
21 2004 totaling \$1061.72, as calculated in Section 1.3 above; and
- 22 4. Respondents Kay-Co Investments, Inc. and Kay Coleman jointly and severally pay  
23 a fine of \$3000 for:
  - 24 a. Failure to maintain the required bond or approved alternative, calculated at  
25 \$50 per day for 30 days; and
  - b. Failure to comply with a directive, calculated at \$50 per day for 30 days; and

1                   5.       Respondents are to maintain records in compliance with the Act and provide the  
2                               Director with the location of the books, records and other information relating to  
3                               Respondent's consumer loan business, and the name, address and telephone  
4                               number of the individual responsible for maintenance of such records in  
5                               compliance with the Act  
6

7           B.       Reconsideration.       Pursuant to RCW 34.05.470, Respondents have the right to file a  
8       Petition for Reconsideration stating the specific grounds upon which relief is requested. The Petition  
9       must be filed in the Office of the Director of the Department of Financial Institutions by courier at 150  
10       Israel Road SW, Tumwater, Washington 98501, or by U.S. Mail at P.O. Box 41200, Olympia,  
11       Washington 98504-1200, within ten (10) days of service of the Final Order upon Respondent. The  
12       Petition for Reconsideration shall not stay the effectiveness of this order nor is a Petition for  
13       Reconsideration a prerequisite for seeking judicial review in this matter.  
14

15               A timely Petition for Reconsideration is deemed denied if, within twenty (20) days from the date  
16       the petition is filed, the agency does not (a) dispose of the petition or (b) serve the parties with a written  
17       notice specifying the date by which it will act on a petition.

18           C.       Stay of Order.       The Director has determined not to consider a Petition to Stay the  
19       effectiveness of this order. Any such requests should be made in connection with a Petition for Judicial  
20       Review made under chapter 34.05 RCW and RCW 34.05.550.

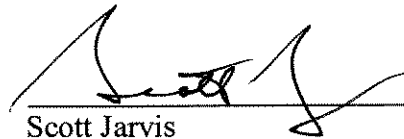
21           D.       Judicial Review.       Respondents have the right to petition the superior court for  
22       judicial review of this agency action under the provisions of chapter 34.05 RCW. For the requirements  
23       for filing a Petition for Judicial Review, see RCW 34.050.510 and sections following.  
24

1 E. Service. For purposes of filing a Petition for Reconsideration or a Petition for  
2 Judicial Review, service is effective upon deposit of this order in the U.S. mail, declaration of service  
3 attached hereto.

4 DATED this 15<sup>th</sup> day of April, 2005.



STATE OF WASHINGTON  
DEPARTMENT OF FINANCIAL INSTITUTIONS



Scott Jarvis  
Director  
Department of Financial Institutions